

Regular Session, 2009

SENATE BILL NO. 195

BY SENATOR KOSTELKA

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

ETHICS. Requires disclosure relative to campaign contributions by persons hired by statewide elected officials to serve as agency heads and by persons appointed to certain state boards and commissions. (8/15/09)

AN ACT

To enact R.S. 42:1124.6, relative to financial disclosure; to require disclosure relative to campaign contributions by persons hired by statewide elected officials to serve as agency heads and by persons appointed to certain state boards and commissions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 42:1124.6 is hereby enacted to read as follows:

§1124.6. Disclosure statements; certain agency heads and appointees to state boards and commissions

A.(1) Each person who is directly employed by a statewide elected official to serve as an agency head, who is subject to annual financial statements as required by R.S. 42:1124, and who made a contribution or loan in excess of one thousand dollars to a candidate, shall disclose to the board his date of employment, his salary, the name of the candidate to whom a contribution or loan was made, and the amount of any such contribution or loan. Each such person shall include the information required by this Subsection on the annual financial statement that is required by this Part.

1 **(2) Each person who is appointed to a state board or commission, who**
 2 **is subject to annual financial statements as required by R.S. 42:1124.2.1, and**
 3 **who made a contribution or loan in excess of one thousand dollars to a**
 4 **candidate, shall disclose to the board his date of appointment, the amount of any**
 5 **compensation provided for such position, the name of the candidate to whom**
 6 **a contribution or loan was made, and the amount of any such contribution or**
 7 **loan. Each such person shall include the information required by this**
 8 **Subsection on the annual financial statement that is required by this Part.**

9 **B.(1) The contributions or loans required by this Section to be disclosed**
 10 **shall include only those made within one year of the employment or**
 11 **appointment. This information shall be included in the report that covers the**
 12 **time period in which the employment or appointment occurred.**

13 **(2) For purposes of this Section:**

14 **(a) "Candidate" shall have the same meaning as provided in R.S.**
 15 **18:1483(3)(a).**

16 **(b) "Contribution" means a gift, conveyance, payment, or deposit of**
 17 **money or anything of value, or the forgiveness of a loan or of a debt, made for**
 18 **the purpose of supporting, opposing, or otherwise influencing the nomination**
 19 **or election of a person to public office, whether made before or after the**
 20 **election.**

21 **(c) "Loan" shall have the same meaning as provided in R.S. 18:1483(10).**

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Alden A. Clement, Jr.

DIGEST

Present law requires the filing of financial disclosure statements with the Board of Ethics by certain elected and appointed public officials.

Proposed law provides that individuals who contributed or loaned over \$1,000 to a campaign and who were employed as an agency head or who were appointed to a state board or commission subject to the financial disclosure requirements of present law are required to record such contribution on their personal financial disclosure forms when the contribution or loan occurred within one year of the employment or appointment.

Proposed law requires that such agency heads or appointees disclose the following:

1. Date of employment or appointment
2. Salary or compensation
3. Name of the candidate or candidates to whom contributions or loans were made
4. The amount of the contributions or loans

Proposed law provides definitions of "candidate," "contribution," and "loan" for purposes of proposed law.

Proposed law otherwise retains present law.

Effective August 15, 2009.

(Adds R.S. 42:1124.6)